

Reporting and recordkeeping requirements.

For the reasons stated in the preamble, under the authority of 23 U.S.C. 401 *et seq.*, the National Highway Traffic Safety Administration amends 23 CFR part 1300 as follows:

PART 1300—UNIFORM PROCEDURES FOR STATE HIGHWAY SAFETY GRANT PROGRAMS

■ 1. The authority citation for part 1300 continues to read as follows:

Authority: 23 U.S.C. 402; 23 U.S.C. 405; Sec. 1906, Pub. L. 109–59, 119 Stat. 1468, as amended by Sec. 25024, Pub. L. 117–58, 135 Stat. 879; delegation of authority at 49 CFR 1.95.

Subpart A—General

§ 1300.3 [Amended]

■ 2. Amend § 1300.3 by removing the definition of “Underserved populations”.

Subpart C—National Priority Safety Program and Racial Profiling Data Collection Grants

§ 1300.21 [Amended]

■ 3. Amend § 1300.21(b) by removing the definition of “Low-income and underserved populations”.

Appendix A to Part 1300—[Amended]

■ 4. Amend appendix A to part 1300 under the undesignated heading “Nondiscrimination (Applies to Subrecipients as Well as States)” by removing the entries for “Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations”, “Executive Order 13166, Improving Access to Services for Persons with Limited English Proficiency”, “Executive Order 13985, Advancing Racial Equity and Support for Underserved Communities through the Federal Government”, and “Executive Order 13988, Preventing and Combating Discrimination on the Basis of Gender Identity or Sexual Orientation”.

Issued in Washington, DC, under authority delegated in 49 CFR 1.81 and 1.95 and 49 CFR 501.4 and 501.5.

Peter Simshauser,
Chief Counsel.

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DEPARTMENT OF DEFENSE

Department of the Army, Corps of Engineers

33 CFR Part 325

[Docket ID: COE–2025–0006]

RIN 0710–AB20

Procedures for Implementing NEPA; Processing of Department of the Army Permits

AGENCY: Army Corps of Engineers, Department of Defense (DoD).

ACTION: Correcting amendment.

SUMMARY: The Army is issuing this document to correct the interim final rule published on July 3, 2025. That document inadvertently provided inaccurate instruction with regard to paragraph (a) of § 325.2. This document corrects the interim final rule.

DATES: Effective on July 15, 2025.

FOR FURTHER INFORMATION CONTACT: Mr. Milt Boyd, telephone: 703–459–6026, Email: CEHQ-NEPA@usace.army.mil. Include the docket number, COE–2025–0006, in the subject line of the message.

SUPPLEMENTARY INFORMATION: On July 3, 2025, the Army published an interim final rule that removed the U.S. Army Corps of Engineers (Corps) National Environmental Policy Act (NEPA) implementing regulations, used for evaluating permit applications, which were promulgated to supplement now-rescinded Council on Environmental Quality (CEQ) regulations, and replaced them with a new regulation that also addresses requests for permission under Section 14 of the Rivers and Harbors Act of 1899. Further, the Army also made conforming changes to its regulations to eliminate references to Appendix B and other NEPA implementation regulations. In addition, this interim

final rule requested comments on this action and related matters to inform Army’s decision making by August 4, 2025, and stated that the Army may make further revisions to its NEPA implementing procedures if the Army’s review of any comments submitted suggests that further revisions are warranted.

Shortly after publication, the Office of the Federal Register indicated that inaccurate instruction was provided in the interim final rule with regard to paragraph (a) of § 325.2. This document serves to correct the interim final rule.

List of Subjects in 33 CFR Part 325

Administrative practice and procedure, Dams, Environmental protection, Intergovernmental relations, Navigation, Water pollution control, Waterways.

Accordingly, 33 CFR part 325 is corrected by making the following correcting amendment:

PART 325—PROCESSING OF DEPARTMENT OF THE ARMY PERMITS

■ 1. The authority citation for part 325 continues to read as follows:

Authority: 5 U.S.C. 301; 33 U.S.C. 401 *et seq.*; 33 U.S.C. 1344; 33 U.S.C. 1413.

■ 2. Amend § 325.2 by revising paragraph (a)(4) to read as follows:

§ 325.2 Processing of applications.

* * * * *

(a) * * *
(4) The district engineer will follow 33 CFR part 333 for environmental procedures and documentation required by the National Environmental Policy Act of 1969, as amended. A decision on a permit application will require either an environmental assessment or an environmental impact statement unless it is included within a categorical exclusion.

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Approved by:

D. Lee Forsgren,

Acting Assistant Secretary of the Army (Civil Works).

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